
A BILL FOR AN ACT

RELATING TO THEFT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 708-831, Hawaii Revised Statutes, is
2 amended by amending subsection (1) to read as follows:

3 "(1) A person commits the offense of theft in the second
4 degree if the person commits theft:

5 (a) Of property from the person of another;

6 (b) Of property or services the value of which exceeds

7 ~~[\$300,]~~ \$750; provided that on January 1, 2017, and on

8 January 1 of each year thereafter, the value shall be

9 increased to the sum of the previous year's value plus

10 two per cent of the previous year's value, rounded up

11 to the nearest dollar;

12 (c) Of an aquacultural product or part thereof from

13 premises that are fenced or enclosed in a manner

14 designed to exclude intruders or there is prominently

15 displayed on the premises a sign or signs sufficient

16 to give notice and reading as follows: "Private



1 Property", "No Trespassing", or a substantially
2 similar message;

3 (d) Of agricultural equipment, supplies, or products, or
4 part thereof, the value of which exceeds \$100 but does
5 not exceed \$20,000, or of agricultural products that
6 exceed twenty-five pounds, from premises that are
7 fenced, enclosed, or secured in a manner designed to
8 exclude intruders or there is prominently displayed on
9 the premises a sign or signs sufficient to give notice
10 and reading as follows: "Private Property", "No
11 Trespassing", or a substantially similar message; or
12 if at the point of entry of the premise, a crop is
13 visible. The sign or signs, containing letters not
14 less than two inches in height, shall be placed along
15 the boundary line of the land in a manner and in such
16 position as to be clearly noticeable from outside the
17 boundary line. Possession of agricultural products
18 without ownership and movement certificates, when a
19 certificate is required pursuant to chapter 145, is
20 prima facie evidence that the products are or have
21 been stolen; or



1 (e) Of agricultural commodities that are generally known
2 to be marketed for commercial purposes. Possession of
3 agricultural commodities without ownership and
4 movement certificates, when a certificate is required
5 pursuant to section 145-22, is prima facie evidence
6 that the products are or have been stolen; provided
7 that "agriculture commodities" has the same meaning as
8 in section 145-21."

9 SECTION 2. This Act does not affect rights and duties that
10 matured, penalties that were incurred, and proceedings that were
11 begun before its effective date.

12 SECTION 3. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

14 SECTION 4. This Act shall take effect upon its approval.



Report Title:

Theft in the Second Degree; Value of Property or Services

Description:

Increases the monetary threshold to \$750 with respect to property or services for theft in the second degree. Provides for two percent automatic yearly increase beginning January 1, 2017, and on January 1 in each year thereafter. (SB569 HD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

